

Exhibit “I”

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1	IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION	1	I N D E X
2		2	PAGE
3	ARTIS ELLIS, :	3	
4	Plaintiff, :	4	APPEARANCES..... 2
5	Vs. :	5	
6	EDUCATIONAL COMMISSION : CIVIL ACTION NO.	6	WITNESS: TROI A. BRYANT
7	FOR FOREIGN MEDICAL : 4:14-cv-02126	7	
8	GRADUATES, :	8	
9	Defendant. :	9	EXAMINATION BY MS. O'DRISCOLL 6
10	*****	10	
11	VIDEOTAPED / REALTIMED DEPOSITION OF	11	EXAMINATION BY MS. HARROLD 85
12	TROI A. BRYANT	12	FURTHER EXAMINATION BY MS. O'DRISCOLL 90
13	SEPTEMBER 8, 2016	13	FURTHER EXAMINATION BY MS. HARROLD 93
14	*****	14	FURTHER EXAMINATION BY MS. O'DRISCOLL 95
15	VIDEOTAPED / REALTIMED DEPOSITION OF TROI A.	15	FURTHER EXAMINATION BY MS. HARROLD 101
16	BRYANT, produced as a witness at the instance of the	16	
17	Defendant, and duly sworn, was taken in the	17	
18	above-styled and numbered cause on Thursday, the 8th	18	CHANGES AND SIGNATURE..... 103
19	day of September, 2016, from 11:18 a.m. to 1:09 p.m.,	19	
20	before Pat English-Arredondo, CSR, RMR, CRR in and for	20	REPORTER'S CERTIFICATE..... 104
21	the State of Texas, reported by machine shorthand in	21	
22	realtime translation, at the law offices of Morgan,	22	
23	Lewis & Bockius, LLP, 1000 Louisiana Street,	23	
24	Suite 4000, Houston, Texas, pursuant to the Federal	24	
25	Rules of Civil Procedure; that the Witness will read	25	
	the deposition.		
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1	A P P E A R A N C E S	1	E X H I B I T S I N D E X
2	COUNSEL FOR PLAINTIFF ARTIS ELLIS:	2	VIDEOTAPED / REALTIMED DEPOSITION OF
3	Ms. Keenya R. Harrold	3	TROI A. BRYANT
4	KENNARD	4	SEPTEMBER 8, 2016
5	2603 Augusta Drive, 14th Floor	5	NOS.
6	Houston, Texas 77057	6	NUMBER DESCRIPTION PAGE
7	Phone: 713.742.0900	7	EXHIBIT 1 Subpoena issued to Mr. Bryant, 9
8	e-mail: keenya.harrold@kennardlaw.com	8	with attachments, 8 pages
9	COUNSEL FOR DEFENDANT EDUCATIONAL COMMISSION FOR	9	EXHIBIT 2 Personnel files for Mr. Bryant 49
10	FOREIGN MEDICAL GRADUATES:	10	at ECFMG, top document titled
11	Ms. Erin E. O'Driscoll	11	"Notice to All Standardized
12	MORGAN, LEWIS & Bockius, LLP	12	Patients and Acknowledgement
13	1000 Louisiana, Suite 4000	13	of Receipt," dated 11-3-08 and
14	Houston, Texas 77002	14	signed by Troi Bryant, Bates
15	Phone: 713.890.5000	15	Nos. ECFMG-ELLIS 007267 - 239
16	e-mail: codriscoll@morganlewis.com	16	EXHIBIT 3 ECFMG Personnel Information 63
17	ALSO PRESENT:	17	Change Form, Bates ECFMG-ELLIS
18	Ms. Artis Ellis	18	007235 - 223
19	VIDEOGRAPHER:	19	EXHIBIT 4 Clinical Skills Evaluation 68
20	Mr. Jamie Rodgers	20	Collaboration (CSEC)
21	COURT REPORTER:	21	Ownership, Confidentiality,
22	Ms. Pat English-Arredondo, CSR, RMR, CRR, CLR	22	and Non-Disclosure Agreement,
23		23	Bates ECFMG-ELLIS 007227-7231
24		24	
25		25	

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11:25:33	1 Q. And then also, as you know, you're under oath	11:27:36	1 A. Jacquelyn.
11:25:36	2 today as if you're testifying before a judge and jury	11:27:39	2 Q. And how long have you been married to her?
11:25:38	3 and you understand that that's under penalty of	11:27:42	3 A. 27, 28 years.
11:25:41	4 perjury?	11:27:48	4 Q. And have you ever been married before that?
11:25:41	5 A. Yes, ma'am.	11:27:49	5 A. No.
	6 Q. Okay, great.	11:27:49	6 Q. And do you have any children?
11:25:52	7 And when you said just a moment ago, when	11:27:50	7 A. Yes.
11:25:53	8 I asked you about what this lawsuit was about, you said	11:27:51	8 Q. And how many children do you have?
11:25:56	9 you had a vague knowledge about that.	11:27:53	9 A. Three.
11:25:58	10 A. Uh-huh.	11:27:54	10 Q. And what are their names?
11:25:58	11 Q. You referenced that it was -- that it was	11:27:55	11 A. Brittani, Troi and Ervin.
11:26:03	12 your understanding that it was about your relationship	11:28:00	12 Q. And how old are they?
11:26:04	13 with Ms. Artis Ellis.	11:28:01	13 A. 29, 22 and 20.
	14 A. Uh-huh.	11:28:13	14 Q. And --
11:26:05	15 Q. How did you know that?	11:28:13	15 A. Or 19. He will be 20 soon.
11:26:10	16 A. I'm not sure. I don't remember how I know	11:28:16	16 Q. Sorry. Who will be --
11:26:12	17 that. I just know that.	11:28:17	17 A. My youngest will be 20 in October.
11:26:13	18 Q. Was it through talking with Ms. Keenya	11:28:22	18 Q. And what are their last names?
11:26:15	19 Harrold?	11:28:24	19 A. Bryant.
11:26:16	20 A. It could have been --	11:28:26	20 Q. And who are the mothers of those children?
	21 Q. Okay.	11:28:29	21 Mother or mothers?
11:26:16	22 A. -- part of that conversation, I guess. I'm	11:28:30	22 A. Jacquelyn is the mother of Troi and Ervin,
11:26:18	23 not sure.	11:28:35	23 and Artis is the mother of Brittani.
11:26:19	24 Q. And do you remember anything else that might	11:28:37	24 Q. Okay. When did you meet Artis Ellis?
11:26:21	25 have been discussed about the relationship with	11:28:51	25 A. 20-plus years ago. 28 years ago, 29 years
Page 14		Page 16	
11:26:25	1 Ms. Keenya or anybody else in her office?	11:28:54	1 ago, something.
11:26:31	2 A. No, I haven't spoken to anyone else in her	11:28:54	2 Q. Okay. And how did you meet Ms. Ellis?
11:26:34	3 office.	11:29:01	3 A. I can't recall exactly how I met her. I'm
11:26:34	4 Q. Have you spoken with Ms. Artis Ellis at any	11:29:04	4 not sure. Kind of like knew the same people, I guess.
11:26:37	5 time in the last two years prior to coming today, this	11:29:07	5 Q. Did you-all go to school together?
11:26:41	6 morning?	11:29:12	6 A. Not really.
11:26:41	7 A. On occasion. During the holidays, I guess.	11:29:13	7 Q. I mean --
11:26:44	8 Q. Okay. And is that normal, for you-all to	11:29:14	8 A. We attended the same school, but we didn't go
11:26:50	9 talk during the holidays?	11:29:16	9 to school together.
11:26:52	10 A. Well, at least text or -- yeah.	11:29:17	10 Q. But you attended the same school?
	11 Q. Okay.	11:29:19	11 A. I'm older than her, so I think I was gone
	12 A. Yes.	11:29:22	12 already. I'm not sure how much older I am than her. I
11:27:04	13 Q. And do you-all text each other back pretty	11:29:26	13 vaguely remem -- I didn't know her very well. When we
11:27:06	14 freely?	11:29:28	14 were young people, I didn't know her very well.
11:27:07	15 A. I'm not sure what you mean by that.	11:29:30	15 Q. Okay. So you said you went to school -- but
11:27:08	16 Q. Well, how often? What's a normal week for	11:29:32	16 you did attend the same schools?
11:27:11	17 you-all to communicate as far as number of times?	11:29:34	17 A. Yes.
11:27:13	18 A. It wouldn't be weekly. I would say	11:29:35	18 Q. Was it high school?
11:27:16	19 seasonally during the holidays.	11:29:35	19 A. High school, yes.
11:27:17	20 Q. So during any of the holidays?	11:29:36	20 Q. What about middle school?
11:27:20	21 A. Christmas, Thanksgiving, New Year. Happy New	11:29:37	21 A. No. Not that I know of.
11:27:23	22 Year's.	11:29:39	22 Q. What about college?
11:27:24	23 Q. Okay. Mr. Bryant, are you currently married?	11:29:40	23 A. No.
11:27:34	24 A. Yes.	11:29:44	24 Q. Elementary school?
11:27:34	25 Q. And what is your wife's name?	11:29:45	25 A. No.

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11:29:49	1 Q. And what high school did you attend?	11:32:08	1 be -- if she was -- was she born in March of 1987?
11:29:53	2 A. Ross Shaw Sterling.	11:32:12	2 A. She was born in March of '87, so just
11:29:56	3 Q. And did you attend that school for all four	11:32:17	3 previous, the previous year, a few months. So it was
11:29:58	4 years of high school?	11:32:21	4 nine months. I don't remember the month. We can do
11:29:58	5 A. Yes.	11:32:24	5 the math. It was nine months before that. I don't
11:29:58	6 Q. You said that you and Artis knew some of the	11:32:27	6 know.
11:30:02	7 same people.	11:32:27	7 Q. Okay. And do you remember -- I know you said
11:30:03	8 A. I would imagine because we went to the	11:32:30	8 you went to the same high school and that you-all knew
11:30:06	9 same -- yes, I'm sure we did.	11:32:32	9 some of the same people. But do you remember how you
	10 Q. Okay. .	11:32:34	10 met her, how you met Ms. Ellis, back during that spring
11:30:08	11 A. I'm not sure who they were, but...	11:32:39	11 time frame when you had the sexual encounter?
11:30:11	12 Q. You don't remember their names?	11:32:42	12 A. Are you asking me for an event or something?
11:30:12	13 A. No, no.	11:32:46	13 Q. Well, how you met her. I'm just wondering,
11:30:14	14 Q. You think that you may be a year or two older	11:32:48	14 did friends introduce you? Did you see her in the
11:30:17	15 than her?	11:32:52	15 hallway? Do you remember?
11:30:20	16 A. At least.	11:32:52	16 A. No, I don't. I think it was at a party or
11:30:26	17 Q. And did you-all attend the same church?	11:32:56	17 something. I'm not sure.
11:30:28	18 A. No.	11:32:58	18 Q. Okay. You think you met her at a party?
11:30:37	19 Q. And did you and Ms. Ellis ever date?	11:33:02	19 A. I don't remember. I don't recall.
11:30:42	20 A. No.	11:33:04	20 Q. Okay.
11:30:44	21 Q. Did you ever have any romantic involvement at	11:33:05	21 A. I have no idea where I met her.
11:30:46	22 all?	11:33:07	22 Q. Did you-all go to the prom together?
11:30:46	23 A. Yes.	11:33:09	23 A. No. Actually, I went with someone else.
11:30:46	24 Q. And how long was that romantic involvement?	11:33:12	24 Q. Okay. And do you remember if the sexual
11:30:50	25 A. Once.	11:33:15	25 encounter with Ms. Artis was before, during or after
Page 18		Page 20	
11:30:54	1 Q. Okay. And when was that?	11:33:18	1 the prom?
11:30:57	2 A. I don't recall exactly when it was, but just	11:33:19	2 A. It was later that -- yeah. Later that night,
11:31:03	3 prior to my daughter being conceived.	11:33:23	3 yeah.
11:31:06	4 Q. Okay.	11:33:24	4 Q. And where was that?
11:31:07	5 A. Yeah, but I don't know dates and times.	11:33:26	5 A. What do you mean?
11:31:08	6 Q. Okay. So you -- when you say "once," was	11:33:27	6 Q. Location-wise, geographically, where was
11:31:11	7 that one period of time? Was that --	11:33:29	7 that?
11:31:14	8 A. One encounter.	11:33:30	8 A. In Houston.
11:31:16	9 Q. Okay. And when you say "encounter," you mean	11:33:33	9 Q. Okay. Was it in a house? Was it in a
11:31:19	10 sexual encounter?	11:33:35	10 school?
11:31:20	11 A. Sexual encounter, yes.	11:33:37	11 A. It was --
11:31:23	12 Q. And so you and Ms. Artis -- and when was this	11:33:37	12 MS. HARROLD: Objection, relevance.
11:31:24	13 romantic involvement?	11:33:38	13 A. Yeah, I'm not sure where you're going. I'm
11:31:27	14 A. What do you mean by "when"?	11:33:42	14 sure it was in a house, but I don't know exactly the
11:31:29	15 Q. Was it -- you said it was -- you said	11:33:45	15 details.
11:31:35	16 Brittani is 29 years old. And that's currently, right?	11:33:45	16 Q. (By Ms. O'Driscoll) Okay. After that house,
11:31:36	17 A. Yeah. I think she is, yes.	11:33:47	17 did you -- you said that you-all had sex. Did you talk
11:31:37	18 Q. And was she born in -- was it 1987?	11:33:52	18 to her the next day?
11:31:45	19 A. Yes.	11:33:56	19 A. I don't remember. I'm not sure.
11:31:45	20 Q. And so does -- do you know when you were	11:33:59	20 Q. Well, do you remember talking to her after
11:31:47	21 romantically involved? Was it just prior to Brittani	11:34:02	21 that evening of the prom?
11:31:51	22 being born?	11:34:03	22 A. Oh, yeah.
11:31:52	23 A. It was in spring of that year, I guess. I	11:34:05	23 Q. And how often would you talk to her?
11:32:05	24 don't remember exactly.	11:34:08	24 A. When she told me she was pregnant.
11:32:07	25 Q. Okay. When you say "that year," would that	11:34:10	25 Q. Okay.

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12:54:34	1	A. Yes.	12:56:17	1	part-time position. Is that correct?
12:54:34	2	Q. And Jackie worked with you, also, and	12:56:19	2	A. That's correct.
12:54:36	3	Ms. Ellis --	12:56:20	3	Q. And do you remember reporting to Ms. Ellis
	4	A. Yes.	12:56:23	4	when you were working part-time?
12:54:37	5	Q. -- to raise Brittani?	12:56:26	5	MS. O'DRISCOLL: Objection, asked and
12:54:38	6	A. Yes.	12:56:28	6	answered.
12:54:38	7	Q. Have you understood all of my questions, sir?	12:56:28	7	A. No, I remember reporting to the trainer and
12:54:59	8	A. I think I have.	12:56:32	8	John. That's what I remember.
	9	Q. Okay.	12:56:33	9	Q. (By Ms. Harrold) And you testified that
12:55:01	10	A. I've tried to.	12:56:35	10	Ms. Ellis did not interview you for the promotion,
12:55:01	11	Q. Okay.	12:56:37	11	right? It was someone in Philadelphia?
12:55:04	12	MS. O'DRISCOLL: I will pass the	12:56:42	12	MS. O'DRISCOLL: Objection, form.
12:55:06	13	witness.		13	A. That's true.
12:55:06	14	(Following proceeding commenced at 12:55 p.m.)	12:56:43	14	MS. O'DRISCOLL: Mischaracterizes
12:55:08	15	EXAMINATION	12:56:43	15	evidence.
	16	BY MS. HARROLD:	12:56:44	16	Q. (By Ms. Harrold) Also, in regards to the
12:55:11	17	Q. Hi, Mr. Bryant. How are you?	12:56:46	17	promotion, you found out about that promotion
12:55:13	18	A. Tired.	12:56:49	18	from -- did you find out from your wife? Or how did
12:55:15	19	Q. I understand, and I'm not going to try to	12:56:52	19	you find out about that promotion opportunity as a
12:55:17	20	keep you here very long. But my name is Keenya	12:56:56	20	trainer?
12:55:19	21	Harrold. I represent Ms. Ellis in the legal matter	12:56:56	21	A. Through the other trainers.
12:55:22	22	against ECFMG.	12:56:58	22	Q. So Ms. Ellis did not encourage you or tell
12:55:23	23	I'm going to ask you a couple of	12:57:00	23	you about that position. Is that right?
12:55:25	24	questions, follow-up questions, but I understand that	12:57:03	24	A. No.
12:55:28	25	you have to get back to work.	12:57:05	25	Q. Were you terminated from ECFMG?
		Page 86			Page 88
12:55:31	1	A. Uh-huh.	12:57:08	1	A. No.
12:55:32	2	Q. Let me first apologize for even you having to	12:57:10	2	Q. So you were not terminated for not listing
12:55:34	3	take out time to come down here and do a deposition,	12:57:12	3	Ms. Ellis on your application as a relative. Is that
12:55:40	4	one, about a one-night-stand that happened when you	12:57:16	4	right?
12:55:43	5	were 19 years old and a relationship with your daughter	12:57:16	5	A. No.
12:55:45	6	that had nothing to do with your employment. So I	12:57:17	6	Q. And you were not terminated for not telling
12:55:48	7	apologize for making you come downtown.	12:57:21	7	John about Brittani. Is that right?
12:55:49	8	A. Thank you.	12:57:22	8	A. No.
12:55:49	9	MS. O'DRISCOLL: Objection, form.	12:57:24	9	Q. In fact, what caused you to leave ECFMG?
12:55:52	10	Assumes facts in evidence and mischaracterizes	12:57:27	10	A. I resigned.
12:55:52	11	evidence.	12:57:29	11	Q. And what caused you to resign?
12:55:53	12	Q. (By Ms. Harrold) During our five-minute	12:57:31	12	A. I was going back to industry. I had a better
12:55:54	13	conversation on yesterday you remember that I told you	12:57:35	13	opportunity.
12:55:56	14	just to be honest in your deposition. Correct?	12:57:37	14	Q. And you listed Jackie on your application
12:55:58	15	A. Yes.	12:57:40	15	because she was your wife. Right?
12:55:59	16	Q. And I told you that the phone call was not to	12:57:42	16	A. Yes.
12:56:00	17	persuade you in any way. Is that right?	12:57:43	17	Q. So you consider your wife your relative. Is
12:56:04	18	A. Yes, ma'am.	12:57:46	18	that right?
12:56:04	19	Q. You testified earlier that you found out	12:57:46	19	A. Yes, yes.
12:56:07	20	about the part-time position from your wife. Is that	12:57:49	20	Q. Are you and Ms. Ellis relatives?
12:56:10	21	correct?	12:57:51	21	A. No, we're not.
12:56:10	22	A. Yes.	12:57:52	22	Q. Were you guys ever married?
12:56:11	23	Q. Not from Ms. Ellis?	12:57:54	23	A. No.
12:56:13	24	A. I did not, yes.	12:57:55	24	Q. In a domestic partnership of any kind?
12:56:14	25	Q. And Ms. Ellis did not interview you for that	12:57:58	25	A. No.

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12:57:59	1 Q. Are you guys related by blood?	12:59:30	1 A. Right.
12:58:01	2 A. No.	12:59:30	2 Q. -- you testified that you then interviewed
12:58:02	3 Q. Adoption?	12:59:32	3 with Ms. Ellis to receive that promotion. Correct?
12:58:02	4 A. No.	12:59:35	4 A. Brent and Ms. Ellis, according to this
12:58:06	5 Q. So she's never been your spouse?	12:59:39	5 (indicating).
12:58:08	6 A. No.	12:59:39	6 Q. And you testified, in fact, that you recalled
12:58:09	7 Q. She definitely is not your child, right?	12:59:42	7 interviewing with Ms. Ellis for that promotion,
12:58:11	8 A. No, no.	12:59:44	8 correct?
12:58:12	9 Q. Not your grandchild?	12:59:45	9 A. Brent and Ms. Ellis, yes.
12:58:13	10 A. No.	12:59:46	10 Q. But Ms. Ellis was there?
12:58:14	11 Q. Not your parent?	12:59:47	11 A. Yes.
12:58:15	12 A. No.	12:59:48	12 Q. And to your knowledge, she approved the
12:58:16	13 Q. Grandparent?	12:59:50	13 promotion. Correct?
12:58:17	14 A. No.	12:59:51	14 A. I would assume so.
12:58:17	15 Q. Are you and Ms. Ellis siblings?	12:59:54	15 Q. Well, I mean, based on the paperwork that we
12:58:20	16 A. No.	12:59:56	16 looked at, she signed off as your supervisor, didn't
12:58:20	17 Q. Are you her uncle?	01:00:02	17 she?
12:58:22	18 A. No.	01:00:03	18 A. Okay, yeah, sure.
12:58:22	19 Q. Is she your aunt?	01:00:04	19 Q. You also mentioned that you and Ms. Ellis
12:58:23	20 A. No.	01:00:09	20 were co-parenting Brittani throughout her childhood --
12:58:24	21 Q. What about, is she your niece?	01:00:14	21 A. Yes.
12:58:26	22 A. No.	01:00:14	22 Q. -- and throughout growing up and throughout
12:58:26	23 Q. Are you her nephew?	01:00:17	23 college, correct?
12:58:27	24 A. No.	01:00:17	24 A. Sure.
12:58:28	25 Q. Are you guys cousins?	01:00:19	25 Q. I mean, is that correct?
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12:58:29	1 A. No.	01:00:20	1 A. Yes.
12:58:30	2 Q. Have you guys ever lived together?		2 Q. Okay.
12:58:32	3 A. No.	01:00:22	3 A. I've never ceased my relationship with my
12:58:32	4 Q. In an intimate, personal committed	01:00:25	4 daughter.
12:58:35	5 relationship?	01:00:25	5 Q. Okay. And that relationship with your
12:58:36	6 A. No.	01:00:26	6 daughter was also tied to Ms. Ellis because that was
12:58:36	7 Q. Were you guys in a relationship when you guys	01:00:29	7 her mother, correct?
12:58:38	8 were teenagers?	01:00:31	8 A. Not as an adult. No, that wouldn't be true
12:58:39	9 A. No.	01:00:35	9 as an adult. My daughter was away at college. I had
12:58:41	10 Q. Were you ever engaged to be married?	01:00:39	10 very little interaction with Ms. Ellis.
12:58:43	11 A. No.	01:00:41	11 Q. Well, you texted her on holidays and you
12:58:44	12 Q. Do you consider Ms. Ellis to be your	01:00:43	12 talked with her on holidays. Correct?
12:58:46	13 significant other?	01:00:44	13 A. That's not a relationship. To me, that's not
12:58:47	14 A. No.	01:00:47	14 a relationship.
12:59:03	15 MS. HARROLD: I will pass the witness.	01:00:49	15 Q. Do you text strangers?
12:59:04	16 (Following proceeding commenced at 12:59 p.m.)	01:00:50	16 A. Absolutely not.
12:59:05	17 FURTHER EXAMINATION	01:00:52	17 Q. So co-parenting with someone, that is a
	18 BY MS. O'DRISCOLL:	01:00:56	18 relationship, when you're co-parenting with someone,
12:59:07	19 Q. Mr. Bryant, I just have a couple of follow-up	01:00:59	19 correct?
12:59:09	20 questions.	01:00:59	20 A. Okay. Sure.
12:59:10	21 Was Ms. Ellis involved in the orientation	01:01:01	21 Q. Do you agree with me?
12:59:12	22 and the paperwork when you were hired?	01:01:02	22 A. Sure.
12:59:14	23 A. I don't recall.	01:01:03	23 Q. And it would be also intimate to have a
12:59:21	24 Q. After the Philadelphia person interviewed you	01:01:07	24 sexual encounter with someone, wouldn't it?
12:59:25	25 for the promotion to trainer --	01:01:09	25 A. Oh, yes.